GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

TRIBAL WELFARE DEPARTMENT – LTR – Revision Petition filed by Sri Dasari Veeriah S/o.Late Dharmaiah R/o.Thallagudem, Kannaigudem (P), Bhadrachalam (M), East Godavari District against the orders of the Additional Agent to Government, Bhadrachalam in CMA No.305/2007, dated 21.6.2008 in respect of land in Sy.No.10/1 to an extent of Acs.2.43 Cts situated at Thallagudem (V) of Bhadrachalam (M) East Godavari District – Allowed - Orders – issued.

SOCIAL WELFARE (TW.LTR) DEPARTMENT

G.O.MS.No. 46 **Dated: 10-07-2020.**

Read the following:-

1. Revision Petition filed by Sri Dasari Veeriah S/o.Late Dharmaiah R/o.Thallagudem, Kannaigudem Panchayat, Bhadrachalam (M), East Godavari District dt.12.11.2008.
2. Govt.Memo.No.11153/TW.LTR-2/2008, dt. 31.12.2008.
3. From Addl. Agent to Govt., Bhadrachalam, Dt:12.01.2013.
4. Govt.Lr.No.11153/TW.LTR-2/2008, dt. 19.03.2018, 25.04.2018, 11.09.2018, 23.10.2018, 31.01.2019, 28.08.2019.

ORDER:

In the reference 1st read above, Sri Dasari Veeriah S/o. Late Dharmaiah R/o.Thallagudem, Kannaigudem (P), Bhadrachalam (M), East Godavari District has filed a Revision Petition before the Government against the orders of the Additional Agent to Government, Bhadrachalam in CMA No.305/2007, dated 21.6.2008 in respect of land in Sy.No.10/1 to an extent of Acs.2.43 Cts situated at Thallagudem (V) of Bhadrachalam (M) East Godavari District.

2. In the reference 2nd read above, the Additional Agent to Government, Bhadrachalam (V&M), Khammam was requested to send para wise remarks and connected case records in the matter, so as to dispose off the Revision Petition at Government level.

3. The Additional Agent to Government, Bhadrachalam has furnished parawise remarks and connected records vide reference 3rd read above.

4. In the reference 4th read above, the petitioner was called for the hearing along with the written arguments. The case has been heard on 07.04.2018, 19.05.2018, 06.10.2018, 03.11.2018, 09.02.2019 and finally heard on 07.09.2019. During the course of hearing of the case that the revision petitioner submitted his arguments as per the grounds in revision petition and on verification of the documents and the grounds of revision and parawise remarks as well as the other documents and material available on record it is noticed that lower primary authority and lower appellant authority observed that the revision petitioner failed to produce any document in support of his claim of possession of the land as per the regulations.

5. It is observed that as seen from the record that the revision petitioner produced certain documents on 27.07.2007 in support of his case and the lower tribunal has not evaluated them properly and simply observed that the petitioner has not produced any documents and sought for a report from the Tahsildar on 28.07.2007 and Tahsildar submitted a report dated:31.07.2007 without offering an opportunity to the revision petitioner, the lower Tribunal passed final orders.

(P.T.O)

6. That taking into consideration of the above and the material available placed by the petitioner has not been evaluated properly by the lower primary authority and lower appellant authority and hence the appeal is allowed and the matter is remanded to the lower primary authority for fresh disposal according to law.

7. The Collector & District Magistrate, East Godavari District, Kakinada is requested to take necessary action in the matter accordingly and acknowledge the receipt of the case records, which are returned herewith.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

KANTILAL DANDE
SECRETARY TO GOVERNMENT

To
The Collector & District Magistrate, East Godavari District, Kakinada (w.e)
The Additional Agent to Govt. cum Project Officer, ITDA, Rampachodavaram, East Godavari District.
Sri P.V. Ramana, Advocate, Flat No-1, Banjara Sangeet Apartment, Kapadia Lane, Somajiguda Hyderabad – 082.
Sri K. Kranthi Kumar, Advocate, D.No.1-3/4-200, 4 Poles Center, Vidyadharapuram, Vijayawada-12.
Sri Dasari Veeraiah S/o (Late) Dharmaiah, R/o Thallagudem, Kannaigudem Panchayat, Bhadrachalam (M), East Godavari District.
Sri Kursam Rajulu, R/o Thallagudem, Kannaigudem Panchayat, Bhadrachalam (M), East Godavari District.
Copy to:
The P.S. to Hon'ble Dy. Chief Minister (TW)
The P.S. to Secretary (TW)
Sf/Sc.

//FORWARDED::BY ORDER//

SECTION OFFICER